

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Richmond Division**

In re:

LECLAIRRYAN PLLC,

Debtor.

Lynn L. Tavenner, as Chapter 7 Trustee,

Plaintiff,

v.

ULX Partners, LLC, UnitedLex Corporation, and  
ULX Managers, LLC

Defendants.

Lynn L. Tavenner, as Chapter 7 Trustee,

Plaintiff,

v.

CVC Capital Partners, Daniel Reed, Nicholas  
Hinton, Josh Rosenfeld, P. Douglas Benson

Defendants.

Chapter 7

Case no. 19-34574 (KRH)

Adv. Pros. 20-03142 (KRH) and

21-03095 (KRH)

**THE UNITED STATES TRUSTEE'S NOTICE OF APPEAL**

Kathryn R. Montgomery, AUST (Va. Bar No. 42380)  
Shannon Pecoraro (Va. Bar No. 46864)  
Jason B. Shorter (Va. Bar No. 80929)  
Department of Justice  
Office of the United States Trustee  
701 East Broad Street, Suite 4304  
Richmond, VA 23219  
Telephone (804) 771-2310  
Facsimile (804) 771-2330

**Part 1: Identify the appellant**

1. Name of appellant:

John P. Fitzgerald, III, Acting United States Trustee for Region Four

2. Position of appellant in the bankruptcy case that is the subject of this appeal:

United States Trustee (*See* 11 U.S.C. § 307; 28 U.S.C. §§ 581(A)(4) and 586)

**Part 2: Identify the subject of this appeal**

1. Describe the judgments, orders or decrees appealed from:

- Oral ruling of the United States Bankruptcy Court for the Eastern District of Virginia granting the Motion to Seal Settlement Agreement and Related Documents, Information, and Hearings filed by David G. Barger of Greenberg Traurig, LLP on behalf of ULX Partners, LLC, ULX Manager LLC, and UnitedLex Corporation (ECF 1325 and ECF 207 in Adv. Pro. No. 21-03142).<sup>1</sup>

2. State the date on which the judgments, orders, or decrees were entered:

Oral ruling made during sealed portion of the omnibus hearing held on July 14, 2022. The Bankruptcy Court has indicated it will enter a written order and may draft a memorandum opinion.

**Part 3: Identify the other parties to the appeal**

List the names of all parties to the judgments, orders, or decrees appealed from and the names, addresses and telephone numbers of their attorneys:

**APPELLEE:**

***ULX Partners, LLC, UnitedLex Corporation, and ULX Manager, LLC, Defendants in Adversary Proceeding 20-03142 and Parties to Settlement Agreement***

David G. Barger  
Thomas J. McKee, Jr.  
J. Gregory Milmo

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<sup>1</sup> The transcripts of the open proceedings and sealed portion of the July 14, 2022 hearing are attached as Exhibit 1 (open proceedings) and Exhibit 2 (sealed portion—filed under seal).

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3000 K Street, NW, Suite 600  
Washington, DC 20007-5109  
(312) 832-4500  
[spollklaessy@foley.com](mailto:spollklaessy@foley.com)

***CVC Capital Partners, Defendant in Adversary Proceeding 21-03095 and Party to Settlement Agreement***

Michael E. Hastings  
Woods Rogers PLC  
901 East Byrd Street, Suite 1550  
Richmond, VA 23219  
(804) 956-2049  
[mhastings@woodsrogers.com](mailto:mhastings@woodsrogers.com)

***Nicholas Hinton and Daniel Reed, Defendants in Adversary Proceeding 21-03095 Parties to Settlement Agreement***

David G. Barger  
Thomas J. McKee, Jr.  
J. Gregory Milmo  
Greenberg Traurig, LLP  
1750 Tysons Boulevard, Suite 1000  
McLean, Virginia 22102  
(703) 749-1300  
[bargerd@gtlaw.com](mailto:bargerd@gtlaw.com)

***Josh Rosenfeld and P. Douglas Benson, Defendants in Adversary Proceeding 21-03095 Parties to Settlement Agreement***

Georgina C. Shepard  
Arnall Golden Gregory, LLP  
1775 Pennsylvania Avenue, NW, Suite 1000  
Washington, DC 20006  
(202) 677-4902  
[Georgina.shepard@agg.com](mailto:Georgina.shepard@agg.com)

***CNA, Insurer and Party to Settlement Agreement***

Margaret T. Karchmer  
Wiley Rein, LLP  
2050 M Street NW  
Washington, DC 20036  
202-719-4198  
[mkarchmer@wiley.law](mailto:mkarchmer@wiley.law)



**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 19<sup>th</sup> day of July, 2022, a true and correct copy of the foregoing document was served via first class mail and/or electronic mail upon: (i) all parties and counsel requesting service via the Court's ECF system, (ii) the Appellee by counsel, (iii) all other interested parties by counsel or registered agent as set forth above, (iv) the 20 largest unsecured creditors as listed on the Debtor's schedules, (v) the Service List as defined by the governing Case Management Order, and (vi) all Persons identified in paragraph 4 of the FAO Procedures Order (ECF 533), as modified by the Order Modifying Settlement Procedures for FAO Actions (ECF 929).

By: /s/ Kathryn R. Montgomery

Kathryn R. Montgomery, Esq.